

Introduced by Senator Yee

January 23, 2012

An act relating to state employees.

LEGISLATIVE COUNSEL'S DIGEST

SB 977, as introduced, Yee. State employees: memoranda of understanding: State Bargaining Units 16 and 19.

Under existing law, a provision of a memorandum of understanding reached between the state employer and a recognized employee organization representing state civil service employees that requires the expenditure of funds does not become effective unless approved by the Legislature in the annual Budget Act.

This bill would approve provisions of memoranda of understanding entered into between the state employer and State Bargaining Unit 16 (Physicians, Dentists and Podiatrists) and State Bargaining Unit 19 (Health and Social Services/Professional) that require the expenditure of funds, and would provide that these provisions will become effective even if these provisions are approved by the Legislature in legislation other than the annual Budget Act. The bill would provide that provisions of the memoranda of understanding approved by this bill that require the expenditure of funds will not take effect unless funds for those provisions are specifically appropriated by the Legislature, and would require the state employer and the affected employee organization to meet and confer to renegotiate the affected provisions if funds for those provisions are not specifically appropriated by the Legislature.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. The Legislature finds and declares that the
2 purpose of this act is to approve agreements pursuant to Section
3 3517.5 of the Government Code entered into by the state employer
4 and State Bargaining Units 16 and 19.

5 SEC. 2. The provisions of the memoranda of understanding
6 prepared pursuant to Section 3517.5 of the Government Code and
7 entered into by the state employer and State Bargaining Units 16
8 and 19 that require the expenditure of funds are hereby approved
9 for the purposes of subdivision (b) of Section 3517.6 of the
10 Government Code.

11 SEC. 3. The provisions of the memoranda approved by Section
12 2 of this act that require the expenditure of funds shall not take
13 effect unless funds for these provisions are specifically appropriated
14 by the Legislature. If funds for these provisions are not specifically
15 appropriated by the Legislature, the state employer and the affected
16 employee organization shall meet and confer to renegotiate the
17 affected provisions.

18 SEC. 4. Notwithstanding Section 3517.6 of the Government
19 Code, the provisions of the memoranda of understanding included
20 in Section 2 that require the expenditure of funds shall become
21 effective even if the provisions of the memoranda of understanding
22 are approved by the Legislature in legislation other than the annual
23 Budget Act.